IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.PADMANABHAN NAIR

WEDNESDAY, THE 26TH SEPTEMBER 2007 / 4TH ASWINA 1929

AS.No. 189 of 1997()

OS.419/1991 of PRL.SUB COURT,TRIVANDRUM

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APPELLANT: 2nd DEFENDANT:

KUMARI K.SOBHA RANI,
D/O.SRI.KUMARA PILLAI, HINDU, FEMALE,
AGED ABOUT 25 YEARS, RESIDING AT KILIKUNNATHU
VEEDU, ANAYARA, THIRUVANANTHAPURAM.

BY ADV. SRI.M.BALAGOVINDAN
SRI.D.KISHORE

RESPONDENTS: PLAINTIFFS AND DEFENDANTS 1 AND 3

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1. M/S.INDUSTRIAL CREDIT AND DEVELOPMENT
   SYNDICATE LIMITED, MANIPAL, REP. BY ITS
   GENERAL POWER OF ATTORNEY HOLDER AND VICE
   PRESIDENT, THIRUVANANTHAPURAM.
   SRI.N.NARAYANAN NAIR, RESIDING AT
   "GEETHANJALI", TEMPLE ROAD, AMBALAM JUNCTION,
   KOWDIAR, THIRUVANANTHAPURAM.

2. THE MANAGING PARTNER, LYMYA ENTERPRISES,
   ANAYARA P.O., THIRUVANANTHAPURAM.

3. C.PREMALATHA, W/O.SANTHAKUMARAN,
   RESIDING AT HOUSE NO. 138, WARD 6,
   THUNDUVILAKATHU VEEDU, ANAYARA,
   THIRUVANANTHAPURAM.

BY

THIS APPEAL SUITS HAVING BEEN FINALLY HEARD ON 26/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.PADMANABHAN NAIR, J.

A.S.No.189 of 1997

Dated this the 26th September, 2007.

J U D G M E N T

On 6.9.2007, this Court directed the appellant to take steps to issue notice to respondents 1 and 2 by substituted service. Further a conditional order was passed, and if no steps are taken, the appeal, so far as it relates to respondents 1 and 2, shall stand dismissed. No steps are taken so far and no petition to review the order was also filed. So, the appeal, as far as, it relates to respondents 1 and 2, shall stand dismissed.

Without respondents 1 and 2 in the party array, no effective decision can be taken in this appeal. Hence, the appeal is dismissed for non prosecution.

K.PADMANABHAN NAIR,
JUDGE

nj.

K.PADMANABHAN NAIR, J.

A.S. No. 189 of 1997

J U D G M E N T

Dated: 26th September, 2007.